IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN INSOLVENCY

NOTICE OF MOTION NO.184 OF 2005
IN
NOTICE NO.N/122 OF 2005

Re: Nilesh R.Shah
.. Judgment Debtors

Ex-Parte

Akshay Navneetlal Parikh .. Judgment Creditor

Mr.Piyush Shah i/b M.K.Jariwala for the Judgment Debtor

Mr.Jayant Gaikwad i/b Ajay Khandhar and Co. for the judgment creditor

CORAM : S.U.KAMDAR, J
DATED : 26TH APRIL, 2006

P.C.:

. The only ground on which the present motion is taken out is to make sincere attempt to amicably settle the claim of judgment creditor. It seems that inspite of adjournment, matter is not getting settled between the parties. Offer given by the judgment debtor is not acceptable to the judgment creditor. The claim is of Rs.9 lacs and the offer is made for payment of Rs.2 lacs in instalment of Rs.50,000/- each. I am of the view that there is no ground made out for setting aside insolvency

notice. Motion made absolute in terms of prayer clause (a). Motion is dismissed in terms of prayer clause (b) and (c). Insolvency notice is made absolute.